

# **YADKIN COUNTY BOARD OF COMMISSIONERS REGULAR SESSION MINUTES**

**Monday, February 16, 2015**

The Board of Commissioners of the County of Yadkin, State of North Carolina, met in Regular Session in the Commissioners' Meeting Room of the Yadkin County Human Services Building located at 217 East Willow Street, Yadkinville, NC on February 16, 2015 at 4:00pm. Due to inclement weather the 7:00pm meeting was moved up to 4:00pm.

## **Present were:**

Chairman Kevin Austin  
Vice Chairman David Moxley  
Commissioner Gilbert Hemric  
Commissioner Marion Welborn  
Commissioner Frank Zachary

**Staff present:** County Attorney, Ed Powell; County Manager/Finance Officer, Lisa Hughes; and Clerk to the Board, Tanya Gentry.

**INVOCATION** given by Chairman Austin.

**CALL TO ORDER** by Chairman Austin at 4:05pm.

**PLEDGE OF ALLEGIANCE** led by Chairman Austin.

## **ADJUSTMENTS TO/ADOPTION OF THE AGENDA**

Vice Chairman Moxley made a motion to adopt the Agenda as presented. Commissioner Zachary second.

**Vote: 5/0.**

## **PUBLIC COMMENTS**

There were no public comments. Chairman Austin closed the Public Comments at 4:07pm.

## **APPROVAL OF MINUTES**

The February 2, 2015 Regular and Closed Session Minutes were reviewed. Commissioner Welborn made a motion to approve both sets of minutes as presented. Commissioner Hemric second.

**Vote: 5/0.**

## **REPORTS/REQUESTS OF THE BOARD**

There were no reports to the Board.

## **CONSENT AGENDA**

Commissioner Hemric made a motion to approve the Consent Agenda items as presented. Vice Chairman Moxley second.

**Vote: 5/0.**

The Consent Agenda items that were approved by the Board are as follows:

### **Order Tax Collector to Advertise Unpaid Taxes**

The Tax Office requested the Board order the Tax Collector to advertise all unpaid taxes that are liens on real property as of January 31, 2015. The Board ordered the Tax Collector to advertise the unpaid taxes as requested.

### **FY2014 Emergency Management Performance Grant Cost Report #2 and MOA Amendment**

EMS receives Emergency Management Performance Grant (EMPG) funds twice a year. The first payment received is for the achievement of the Universal Activities and the second payment is for the achievement of the Optional Activities. This agreement is for the Optional EMPG Activities payment. The Board approved

the NC Department of Public Safety EMPG Grant Award and Memorandum of Agreement Amendment and authorized county staff to sign where designated.

**Smart Start of Yadkin County Grant Application & Authorize its Submittal**

Human Services is seeking approval to apply for a FY15-16 Smart Start grant. Human Services will provide consultation services and receive \$31,371.00. Those funds will support 60% of the funding needed for the current Public Health Educator I position. The Board approved the grant application to Smart Start of Yadkin County for FY15-16 to provide Child Care Health Consultation services and authorized the County Manager to sign the documents required for the submission of the grant.

**WIC Agreement Addendum Revision 1 to Increase Funding and Related Budget Amendment**

Revision 1 of the WIC Agreement Addendum provides additional funding to WIC. The following budget amendment is needed to add the additional funding:

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
WIC Client Services	1045167-44208	105,884	581	106,465
WIC Client Services Supplies	1055167-52010	1,400	581	1,981
WIC Breastfeeding	1045168-44210	26,343	800	27,143
WIC Breastfeeding Travel	1055168-54010	100	800	900

The Board approved revision 1 of the agreement addendum and the budget amendment.

**LexisNexis Agreement**

LexisNexis will provide Human Services with background checks. The Board approved the agreement and authorized the County Manager to sign it.

**ePlus NetApp 2040 Support Agreement**

ePlus will provide software and hardware support for the County's NetApp FAS 2040. The Board approved the NetApp 2040 support agreement through ePlus and authorized the County Manager to sign it.

**Latham's Custom Fence Agreement**

Latham's Custom Fence will provide the County with as needed fencing services. This is a five year general services contract that requires an approved task order before any work is performed. The Board approved the contract and authorized the County Manager to sign it.

**BOARD ACTION**

**Abandoned Cemeteries Awareness Month Resolution**

Andrew Mackie was going to present this resolution to the Board tonight but due to the weather he was not able to attend the meeting. County Manager Hughes read the following resolution for the Board to consider adopting:

**A RESOLUTION OF THE YADKIN COUNTY BOARD OF COMMISSIONERS  
TO DECLARE MARCH 2015  
ABANDONED CEMETERIES AWARENESS MONTH**

**WHEREAS**, the abandoned cemeteries of Yadkin County constitute a valuable part of the County's cultural heritage; and

**WHEREAS**, an abandoned cemetery is defined as not having had a burial in over 50 years, and there are approximately 600 abandoned cemeteries in Yadkin County; and

**WHEREAS**, the NC General Assembly has directed every county in North Carolina to assume responsibility for the protection of its abandoned cemeteries and to establish a record of said cemeteries in the Office of the Register of Deeds, which has been established in the Yadkin County Register of Deeds, and that each county should establish a cemetery maintenance fund in the Office of the Clerk of Court, which has been established in Yadkin County; and

**WHEREAS**, while some of these cemeteries in Yadkin County and surrounding counties are maintained by citizens, most of them are not maintained and are subject to desecration and destruction; and

**WHEREAS**, Carl C. Hoots made an initial survey of cemeteries in Yadkin County and published a record of the same in 1987, and the Yadkin County Historical Society, Inc. is now updating that work,

**NOW, THEREFORE, BE IT RESOLVED** that the abandoned cemeteries of Yadkin County constitute a valuable part of Yadkin County's cultural heritage; the maintenance of these cemeteries by citizens in and out of the County is appreciated, and the desecration and destruction of said cemeteries are deplorable and illegal; the efforts of Carl C. Hoots and the Yadkin County Historical Society, Inc. to locate these cemeteries and record them is appreciated, and property owners in the County are encouraged to record these cemeteries on the deeds of their properties.

**BE IT FURTHER RESOLVED** that March 2015 be declared Abandoned Cemetery Awareness Month in Yadkin County.

**Adopted by the Yadkin County Board of Commissioners on the 16<sup>th</sup> day of February, 2015.**

**Commissioner Zachary made a motion to adopt the Resolution to Declare March 2015 as Abandoned Cemeteries Awareness Month. Commissioner Welborn second.**

**Vote: 5/0.**

**Adopt Resolution Honoring Ricky Wooten Doub**

County Manager Hughes read the proposed resolution honoring Ricky Wooten Doub for the Board to consider adopting. The Clerk will prepare two copies of the resolution that are suitable for framing. One of the copies will be given to Ricky Doub's widow and the other copy will be given to Forbush Fire Department. All of the Commissioners will sign the copies of the resolutions. The Board discussed the last paragraph of the resolution and the consensus was to change "honors Ricky Wooten Doub" to "posthumously honors Ricky Wooten Doub". **Commissioner Welborn made a motion to adopt the Resolution Honoring Ricky Wooten Doub as modified and authorized all the Commissioners to sign it. Commissioner Zachary second.**

**Vote: 5/0.**

The adopted version of the resolution is as follows:

**County of Yadkin  
Ricky Wooten Doub  
Resolution**

**WHEREAS**, Ricky Wooten Doub was born on February 2, 1953 to William Allen Doub and Gaynell Wooten Doub; and,

**WHEREAS** he was a 1971 graduate of Forbush High School; and,

**WHEREAS**, he was the owner and operator of William Doub and Son Excavating; and,

**WHEREAS**, he was a member of the Forbush Volunteer Fire Department since December 12, 1985; and,

**WHEREAS**, he was promoted to Assistant Fire Chief in May 1991 and served in that role until he was appointed Fire Chief on June 1, 2006; and,

**WHEREAS**, he served as Fire Chief until his death on December 16, 2014, where he passed away at his home just hours after responding to two incidents with the Forbush Fire Department; and,

**WHEREAS**, he was a certified Yadkin County First Responder; and,

**WHEREAS**, he was a certified North Carolina Hazardous Materials Responder; and,

**WHEREAS**, he was actively involved with many of the Fire and Rescue organizations across the County; and,

**WHEREAS**, he was heavily involved with Baltimore United Methodist Church; and,

**WHEREAS**, Ricky Doub was a leader who promoted pride and loyalty within any organization he was a member of; and,

**WHEREAS**, he always led by example and was quick to praise others.

**NOW THEREFORE, BE IT RESOLVED**, that the Yadkin County Board of Commissioners posthumously honors Ricky Wooten Doub for his service to Yadkin County.

Adopted this 16<sup>th</sup> day of February, 2015.

**Adopt a Resolution Declaring the Board's Intent to Sell, Lease, or Convey a Hospital Facility**

County Manager Hughes gave the Board a revised Schedule for the leasing of the Hospital Facility. A revised resolution was also given to the Board for consideration. The resolution that was in the agenda packet has been revised to clarify that the Board is only interested in receiving proposals for the lease of the Yadkin Valley Community Hospital property. The lease would be for the real property only, which consists of the building and the land. County Manager Hughes read the proposed resolution. The Board reviewed a red-lined version of the RFP for the leasing of the Hospital property. The RFP is based off of one that Stokes did several years ago. County Manager Hughes went over some of the changes that had been made to the RFP. According to GS 131E-13, at least five copies of the RFP must be sent out. The RFP will be sent to Hugh Chatham Memorial Hospital, Pioneer Community Hospital of Stokes, Novant Health Forsyth Medical Center, Wake Forest Baptist Medical Center, and Wilkes Regional Medical Center. The RFP is also available to anyone who requests a copy. **Vice Chairman Moxley made a motion to adopt the Resolution Declaring the Board's intent to sell, lease or convey a hospital facility as presented. Commissioner Hemric second.**

**Vote: 5/0.**

[The adopted Resolution is attached as Appendix A.]

**PUBLIC HEARING/ACTION TO SET PUBLIC HEARING**

**Set Public Hearing from Resolution Declaring the Board's Intent to Sell, Lease, or Convey a Hospital Facility**

GS 131E-13 requires a public hearing to be conducted on the adoption of a resolution of intent to sell, lease, or convey a hospital facility. The resolution the Board adopted tonight called for a Public Hearing to be held March 5, 2015 at 7:00pm. Another Public Hearing will have to be held later on the proposals. The Board was asked to set the Public Hearing for the resolution. **Commissioner Zachary made a motion to set a Public Hearing on the adoption of the resolution of intent to sell, lease, or convey a hospital facility on March 5, 2015 at 7:00pm. Commissioner Welborn second.**

**Vote: 5/0.**

**CALENDAR NOTES**

- 1) 02/25/2015 – Budget Retreat Work Session at the Moose Lodge at 6:00pm.
- 2) 03/16/2015 – Cooperative Extension's Annual Report to the People at 5:30pm at the Yadkinville Senior Center.
- 3) 03/30/2015 – Joint Board of Commissioner/Board of Education Meeting at the School Administration Building. Food will be served at 5:30pm and the meeting will begin at 6:00pm.
- 4) 04/02/2015 – NCACC District Meeting at 5:30pm at the Iredell County Agricultural Center in Statesville, NC.

**MANAGER'S REPORTS/BOARD ACTION**

### **Layout for George M. Holmes Plaque**

County Manager Hughes provided the Board with 6 layout options for the George M. Holmes plaque. The Board reviewed the layouts to see which one they preferred and the consensus was to go with number 6.

### **Yadkin County Veterans Office**

The Yadkin County Veterans Office will not be able to be open 40 hours a week for approximately the next month. The Veterans Affairs Office in Clemmons will be assisting Yadkin County during this time. When the Yadkin County Veterans Office is not manned, citizens should contact the Clemmons Office. They are located at 2511 Neudorf Road, Suite I and they may be reached at 336-766-1496. The emails that would go to Chuck Knight will be diverted to the Clemmons Office. Someone will be manning the Yadkin County Veterans Office on Wednesdays.

## **MANAGER'S BUDGET AMENDMENTS & CONTRACTS / NO ACTION REQUIRED**

### **Human Services/Animal Shelter Funds Transfer**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Utilities	1054380-54300	13,000	(238)	12,762
Training/Travel	1054380-54010	1,000	238	1,238

Additional funds were needed for a CET application and training.

### **ePlus Contract for NetApp FAS 2020 Support**

ePlus will provide support for the County's NetApp FAS 2020.

## **BOARD VACANCIES/APPOINTMENTS**

### **Joint Nursing Home and Adult Care Home Community Advisory Committee**

There are four vacancies on the Joint Nursing Home and Adult Care Home Community Advisory Committee.

### **Human Services Advisory Committee**

There is a vacancy for a dentist on the Human Services Advisory Committee.

### **Yadkin County TDA**

Brenda Doub and Mark Berry's terms on the Yadkin County TDA are expiring at the end of February. Brenda Doub is willing to continue serving so the TDA requested the Board reappoint her. Mark Berry does not wish to be reappointed so the TDA requested that Jason Walker be appointed in his stead. **Vice Chairman Moxley made a motion to reappoint Brenda Doub to another three year term and appoint Jason Walker to a three year term on the Yadkin County TDA. Commissioner Hemric second.**  
**Vote: 5/0.**

### **Child Protection Team/Child Fatality Prevention Team**

Candice Moore resigned and left a vacancy for a Mental Health Provider representative on the joint Community Child Protection Team/Child Fatality Team. Partners Behavioral Mental Health has requested that the vacancy be filled by their employee, Stephanie Funderburk. **Commissioner Zachary made a motion to appoint Stephanie Funderburk to serve as the Mental Health Provider representative for the Community Child Protection Team/Child Fatality Prevention Team. Commissioner Welborn second.**  
**Vote: 5/0.**

## **COMMISSIONER COMMENTS**

**Commissioner Hemric** thanked everyone who came out today. He wished them a safe trip home through this weather.

**Commissioner Welborn** thanked everyone who came out. He guessed the children will enjoy the snow more than the adults will. We need a little snow once in a while, but nothing big like Boston got.

**Commissioner Zachary** thanked everybody for coming out. Some other citizens might have come if we hadn't had to shift the meeting time around due to the weather. He appreciated those who were able to attend today and hoped they come back. He asked that everyone be careful on their way home this evening.

**Vice Chairman Moxley** thanked everyone who came out today. Last weekend, on Saturday, at the Yadkin Memorial Park it was approximately 70 degrees and the Park was full of people. For a while there were no parking spaces available for anyone else. It looks like that Park is going to be utilized very heavily. It was good to hear that. There are some really cold nights coming up. He asked that anyone who has to be out in the cold to please bundle up.

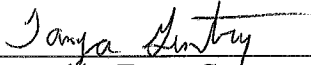
**Chairman Austin** thanked Andrew Mackie, Tanya Gentry, and County Manager Hughes for their work on preparing resolutions and getting them passed. He wished everyone safe journeys. He hoped everyone in the County is safe over the next few days. Zero degree weather is somewhat new for Yadkin County; everyone should bundle up tight. He hopes there are no power outages or other issues. He thanked those who came today.

**Chairman Austin made a motion to go into Closed Session pursuant to NCGS 143-318.11(a) (1)(3)(4)(5)(6) to discuss Personnel Matters and to Protect Personnel Information that is Confidential under NCGS 153A-98, and to discuss the potential Location or Expansion of Industries or other Businesses in the County, to Establish the County's Negotiating Position for Acquiring Real Property and to Instruct the County Staff on that Position, and to have a Privileged Consultation with our County Attorney. Vice Chairman Moxley second.**

**Vote: 5/0.**

After a motion to come out of Closed Session was made and the Board was in **Open Session**, **Vice Chairman Moxley made a motion to adjourn. Commissioner Zachary second.**

**Vote: 5/0.**

  
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Prepared by Tanya Gentry  
Clerk to the Board

  
\_\_\_\_\_  
Kevin Austin, Chairman  
Yadkin County Board of Commissioners

3/2/15  
\_\_\_\_\_  
Date approved by the  
Yadkin County Board of Commissioners

**RESOLUTION DECLARING THE INTENT OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF YADKIN, NORTH CAROLINA TO LEASE, SELL OR CONVEY YADKIN COUNTY HOSPITAL.**

**WHEREAS**, the Yadkin Valley Community Hospital ("the Hospital") building is owned by the County of Yadkin, North Carolina ("the County"); and

**WHEREAS**, the building consists of the Yadkin County Hospital inpatient hospital facility at 624 W Main Street, Yadkinville, North Carolina; and

**WHEREAS**, the Hospital is operated as a community general hospital; and

**WHEREAS**, The Board of Commissioners is interested in receiving proposals for the lease of the Hospital building and intends to negotiate a contract to lease the Hospital building; and

**WHEREAS**, any lease of the Hospital by the Board of Commissioners (i) shall be pursuant to the authority granted to the County by Part I, Article 2, Chapter 131E of the North Carolina General Statutes (the "Statute"), and (ii) shall be in compliance with the procedures set out in the Statute, and any document of lease shall include the conditions required by the Statute; and

**WHEREAS**, in compliance with the Statute, the Board of Commissioners has given notice by publication of its intent to lease the Hospital building and has given notice by certified mail to certain agencies of the State of North Carolina, as required by the Statute; and

**WHEREAS**, there has been presented to the Board of Commissioners a request for proposals for the lease of the Hospital building which the County intends to send to prospective lessees.

**NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF YADKIN, NORTH CAROLINA RESOLVES AS FOLLOWS:**

- (1) The Board of Commissioners hereby declares its intent to lease the Yadkin Valley Community Hospital building, pursuant to terms and conditions negotiated by the Board of Commissioners.
- (2) The Board of Commissioners hereby approves the form and content of the Request for Proposals (the "RFP") and hereby authorizes the County Manager of Yadkin County to provide a copy of the RFP to any person who requests a copy.
- (3) The County Manager shall directly solicit proposals for the lease of the Hospital building from the entities listed on Exhibit "A" attached hereto. Each such solicitation shall include a copy of the RFP and a copy of the Statute. All proposals for the lease of the Hospital building must be received by 5:00pm on March 19, 2015, in order to be considered by the Board of Commissioners.
- (4) Any entity interested in leasing the Hospital building shall provide to the County Manager information as to charges, services and indigent care at similar facilities owned or operated by the proposed lessee.

- (5) The Board of Commissioners reserves the right to reject any and all proposals and to accept the proposal that it determines, in its sole and absolute discretion, is in the best interests of Yadkin County and its citizens.
- (6) The Board of Commissioners intends to negotiate a contract for the lease of the Hospital building with the entity that submits the proposal accepted by the Board of Commissioners.
- (7) A public hearing on the Resolution of Intent shall be held on Thursday, March 5, 2015, at 7:00pm in the Commissioners Room, Human Resources Building, 217 E Willow Street, Yadkinville, North Carolina 27055.

Adopted the 16<sup>th</sup> day of February, 2015.



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Kevin Austin, Chairman  
Board of Commissioners



**Exhibit A**

1. Paul Hammes  
Hugh Chatham Memorial Hospital  
180 Parkwood Drive  
Elkin, NC 28621
2. Pam Tillman  
Pioneer Community Hospital of Stokes  
1570 NC 8 & 89 Hwy North  
Danbury, NC 27016
3. Jeffrey T. Lindsay  
Novant Health Forsyth Medical Center  
3333 Silas Creek Parkway  
Winston-Salem, NC 27103
4. John D. McConnell  
Wake Forest Baptist Medical Center  
Medical Center Boulevard  
Winston-Salem, NC 27157
5. J. Gene Faile  
Wilkes Regional Medical Center  
1370 West D Street  
PO Box 609  
North Wilkesboro, NC 28659